

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

WEDNESDAY, THE 8TH NOVEMBER 2006 / 17TH KARTHIKA 1928

Bail Appl..No. 6604 of 2006()

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CRIME NO.180/2006 OF KOLATHUR POLICE STATION

PETITIONER/ACCUSED

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SHAMSUDHEEN, AGED 23 YEARS,  
S/O.AHAMMED KUTTY, KIZHAKKECHALIL HOUSE,  
KOTTAKKAL AMSOM, KUTTIPPURAM,  
MALAPPURAM DISTRICT.

BY ADV. SRI.PROMY KAPRAKKATT  
SRI.K.N.ABHILASH

RESPONDENTS: COMPLAINANT AND STATE

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THE STATE OF KERALA,  
REP. BY THE SUN INSPECTOR OF POLICE,  
KOLATHUR POLICE STATION, MALAPPURAM DISTRICT,  
THROUGH PUBLIC PROSECUTOR, KERALA HIGH COURT.

BY PUBLIC PROSECUTOR, SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION  
ON 08/11/2006, THE COURT ON THE SAME DAY PASSED THE  
FOLLOWING:

**J.M.JAMES, J.**

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B.A. No. 6604 of 2006  
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Dated this the 8<sup>th</sup> day of November, 2006

**O R D E R**

The petitioner is the first accused in Crime No.180/2006 of Kolathur Police Station, for the offence punishable under Section 489B I.P.C, read with Section 34 of the Indian Penal Code. The petitioner was engaging in using as genuine, one counterfeit currency note of 1000 rupees denomination. Therefore, along with the other accused, he was arrested on 02/09/2006. He is in judicial custody from the date of his arrest.

2. I heard the arguments advanced by both the counsel for the petitioner and the learned Public Prosecutor.

3. In the above fact situation, I grant bail to the petitioner and release him from jail, imposing the following conditions:-

- i. The petitioner shall execute a bond for Rs.50,000/-, with two solvent sureties each for the like sum, to the satisfaction of the

court below.

ii. The petitioner shall report before the Investigating Officer, C.B.C.I.D., SIG III, Kozhikode, once in a week, on every Saturday, between 10 a.m and 11 a.m, for a period of six months, starting from 11/11/2006 and thereafter, on the first working day of every month, between the same timings, till the completion of the trial and final disposal of the sessions case.

iii. The petitioner shall not leave the State of Kerala, until the completion of the trial and final disposal of the sessions case.

iv. The petitioner shall surrender, immediately on release from jail, his passport, which he is in possession of, to the Investigating Officer, who shall keep the same along with the other records of the case, until further orders from the competent court of law. If the petitioner does not possess a passport, he shall

file an affidavit to that effect, before the Investigating Officer. The Investigating Officer is at liberty to investigate on the averments contained in the affidavit.

v. The petitioner shall not interfere with the investigation, influence or threaten the witnesses, or cause any hindrance to the smooth conduct of the prosecution case.

**(J.M.JAMES)**  
Judge

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